

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE ATTORNEY'S DOCKET NUMBER FORM PTO-1390 (REV 10-2000) ST98032 TRANSMITTAL LETTER TO THE UNITED STATES U.S. APPLICATION NO. DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED INTERNATIONAL APPLICATION NO. 23 September 1999 (23.9.99) 25 September 1998 (25.9.98) PCT/FR99/02265 04 March 1999 (04.03.99) TITLE OF INVENTION USE OF SPECIFIC HYBRID PROMOTERS FOR CONTROLLING TISSUE EXPRESSION APPLICANT(S) FOR DO/EO/US Didier BRANELLEC; Raphael DARTEIL; Abderrahim MAHFOUDI; Daniel SCHERMAN Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 2. This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay 3. examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is transmitted herewith (required only if not transmitted by the International Bureau). has been transmitted by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US) A translation of the International Application into English (35 U.S.C. 371(c)(2)). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are transmitted herewith (required only if not transmitted by the International Bureau). b. have been transmitted by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)), and Power of Attorney. (Unexecuted) A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11. to 16. below concern other document(s) or information included: An information Disclosure Statement under 37 CFR 1.97 and 1.98. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment. A substitute specification. A change of power of attorney and/or address letter. Other items or information: Print EFS, Sequence Listing Statement w/Diskette **CERTIFICATION UNDER 37 CFR 1.10** "Express Mail" Mailing Number EL8/6576 cw (15) Date of Deposit 3 33-ごり I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231, Attn. EO/US

Generia Walker

(Type or print name of person mailing paper)

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(Signature of person mailing paper)

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U.S. APPLICATION (If Known, see C.F.R.)	787995	95 INTERNATIONAL APPLICATION NO. PCT/FR99/02265		ATTORNEY'S DOCKET NUMBER ST98032	
17. X The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445 (a)(2) paid to USPTO and International Search Report not prepared by the EPO or JPO				CALCULATIONS	PTO use only
International preliminary examination fee paid to USPTO (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO					
Iternational preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2) paid to USPTO \$710.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) <b>\$690.00</b>					
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 1,000	
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
Claims	Number Filed	Number Extra	Rate	- 20 ( 00	<u> </u>
Total Claims	42 - 20 =	22	X \$ 18.00 X \$ 80.00	\$ 396.00 \$	
Independent Claims  Multiple dependent cla			+ \$270.00	\$ 270.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1,666.00	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$	
SUBTOTAL =				s 1,666.00	
Processing fee of \$130.00 for furnishing the English translation later the [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				S	
TOTAL NATIONAL FEE =				\$ 1.666.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				S	
TOTAL FEES ENCLOSED =				\$	
				Amount to be refunded	\$
				charged	\$ 1,666.00
a. A check in the amount of S to cover the above fee is enclosed.					
b. X Please charge my Deposit Account No. 18-1982 in the amount of \$\bigs_1,666.00\) to cover the above fees.  A duplicate copy of this sheet is enclosed.					
c. X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 18-1982. A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
JEHD ALL CORRES	I ONDERCE TO.		,		
Customer No. 005487		Signature He (ii) Langue			
			Name T. Helen Payne Registration Number # 36,889		
Date 3-23-01					